

IN THE SPECIAL COURT OF EMINENT DOMAIN
DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. CO-98-0685

EARNEST JONES; CLIFTON JONES;
LARRY JONES; CLEO JONES;
FREDDIE LEE JONES; MILDRED FUQUA;
EARNESTINE JONES; VERLINE REED;
IDA MAE JONES; LORENZO JONES;
J. T. JONES; RUBIN JONES

DEFENDANTS

JUDGMENT

In this case, the claim of the Mississippi Transportation Commission to have condemned certain lands named in the Amended Complaint, to-wit: As described in Exhibit "A" attached hereto, and incorporated herein, being the property of, Earnest Jones, Clifton Jones, Larry Jones, Cleo Jones, Freddie Lee Jones, Mildred Fuqua, Earnestine Jones, Verline Reed, Ida Mae Jones, Lorenzo Jones, J. T. Jones, and Rubin Jones, was submitted to a Jury composed of:

Sammy Ray Graham
Rebecca Ann Hart
John E. Mize, Jr.
Vivian R. Malone
Charles Eugene Burch
Ronald Franklin Looney

William F. Rowsey, Jr.
Alice Hall Melton
Bonnie S. Williams
Marilyn M. Weaver
Robert R. Denton
Larry Clayton Wallace

STATE MS.-DESOTO
FILED

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BK 376 PG 58
W.E. DAVIS CH. C.

on the 20th day of July, 2000, and the Jury returned a verdict fixing said Defendants' compensation and damages at SEVENTY EIGHT THOUSAND FOUR HUNDRED DOLLARS (\$78,400.00), and the verdict was received and entered. The Defendants, Earnest Jones, Clifton Jones, Larry Jones, Cleo Jones, Freddie Lee Jones, Mildred Fuqua, Earnestine Jones, Verline Reed, Ida Mae Jones, Lorenzo Jones, J. T. Jones, and Rubin Jones, are hereby granted a judgment in said amount.

FILED 25 DAY OF July 20 00

Alvin H. Thompson
SPECIAL COURT OF EMINENT DOMAIN, DESOTO COUNTY, MISS.

The total amount of SEVENTY EIGHT THOUSAND FOUR HUNDRED DOLLARS (\$78,400.00) was deposited with the Clerk of this Court on the 18th day of November, 1998, being the date of filing of the initial complaint in this matter. As these funds, deposited on the original filing date, represent the same amount set forth in the verdict of the jury, the Defendants are due no interest on said amount.

On the 10th day of March, 2000, the Clerk of this Court disbursed the total sum of SEVENTY EIGHT THOUSAND FOUR HUNDRED DOLLARS (\$78,400.00), said monies being distributed to Defendants according to an agreement among them, said agreement being signed by all parties and filed in this cause. Therefore, upon the signing and filing of this judgment, ownership of the said property shall be vested in Plaintiff and it may be appropriated to the public use as requested in the complaint.

Let the Plaintiff pay the costs, for which execution may issue.

ORDERED AND ADJUDGED on this, the 20th day of July, 2000,

entered July 25, 2000.

M. E. Barbee
JUDGE, SPECIAL COURT OF EMINENT DOMAIN

STATE OF MISSISSIPPI
DE SOTO COUNTY
Dawson Thompson, Clerk of the Circuit Court in and for said County and State, hereby certify that the foregoing is a true and correct copy of the Judgment as same appears on file or of record in Book Page of the Records of DeSoto County, Mississippi.
Witness my hand and official seal this the 27 day of July, 2000
D. S. Thompson
Circuit Clerk, DeSoto County, Mississippi

IN THE COUNTY COURT OF
DeSOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. _____

EARNEST JONES, ET AL

DEFENDANTS

EXHIBIT "A"

The property owned by the Defendants and being recorded in Deed Book 169, at Page 143, in the land records of the Chancery Clerk's Office of DeSoto County, Mississippi is being affected by the taking described below.

INDEXING INSTRUCTIONS: SE 1/4 of Section 35,
Township 2 South, Range 9 West
Desoto County, Mississippi

Begin at the point of intersection of the Western line of Defendants property with the centerline of survey of State Project No. 94-0029-02-006-10 as shown on the plans for said project at Survey Station 20+305.755; from said point of beginning run thence North along said Western property line, a distance of 51.225 meters (168.061 feet) to the Northern line of Defendants property; thence run South 89° 46' East along said Northern property line, a distance of 530.890 meters (1741.765 feet) to the Eastern line of Defendants property; thence run South along said Eastern property line, a distance of 48.990 meters (160.728 feet) to the centerline of survey of said project at Survey Station 20+836.631; thence run South along said Eastern property line, a distance of 62.399 meters (204.721 feet); thence run South 85° 00' West, a distance of 87.098 meters (285.755 feet) to a point that is 70 meters (229.658 feet) Southerly of and perpendicular to the centerline of survey of said project at survey station 20+750; thence run North 81° 00' West, a distance of 126.590 meters (415.322 feet); thence run South 89° 14' West, a distance of 319.274 meters (1047.487 feet) to the Western line of Defendants property; thence run North along said Western property line, a

distance of 54.257 meters (178.009 feet) to the point of beginning, containing 5.649 hectares (13.948 acres), more or less, and being situated in and a part of the Northeast 1/4 of the Southwest 1/4 and the Northwest 1/4 of the Southeast 1/4 of Section 35, Township 2 South, Range 9 West, Desoto County, Mississippi.

Together with any and all abutters rights of access, if any, in, to, over, on and across the above described parcel of land.

Excepting and excluding therefrom all oil and gas and other minerals which may be produced through a well bore.



ORDER TO CONDEMN

This Commission by virtue of its authority has decided to relocate and reconstruct a segment of SR 304 from SR 301 to Robertson Road, a part of the State Highway System, as a part of State Project No. 94-0029-02-006-10, DeSoto County, Mississippi, and for said purpose finds it necessary to acquire for public use certain property belonging to EARNEST JONES, ET AL, or their successors in title, as is more particularly described in File No. 024-1-00-W, or as amended, as such property is shown by the plans, maps and plats for State Project No. 94-0029-02-006-10 on file in these offices, all of which are made a part hereof by reference; and

Being unable to agree with the Owners and other parties interested in said property, this Commission, after due consideration, does hereby declare said property necessary for public use and orders that it be condemned, and authorizes and requests the Mississippi Department of Transportation to institute any and all condemnation proceedings necessary to acquire the above described property for the public use mentioned, including all access rights as shown by the plans for said project and as defined in an Order of this Commission dated February 25, 1997, in Minute Book 4, at Pages 531 & 532, and

The Chief Engineer of the Mississippi Department of Transportation is directed to prepare evidence for the condemnation proceedings here authorized and ordered.

MOVED, SECONDED AND ORDERED this the 22nd day of September, A. D., 1998, by the following vote:

Commissioners voting aye: Zack Stewart, Chairman
Wayne O. Burkes
Ronald Shows

STATE OF MISSISSIPPI
COUNTY OF HINDS

I, Linda O. Ferrell, Secretary, Mississippi Transportation Commission, do hereby certify that the above and foregoing is a true and correct copy of an Order of the Mississippi Transportation Commission of record in Minute Book 6, Pages 1404 & 1405, of the Official Minutes of said Commission on file in its offices in the City of Jackson, Mississippi, duly adopted on the 22nd day of September, A.D., 1998.

Witness my hand and official seal this the 22nd day of October, A.D., 1998.

Linda O. Ferrell
LINDA O. FERRELL, SECRETARY
TRANSPORTATION COMMISSION
STATE OF MISSISSIPPI

EXHIBIT "B"